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8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**

10 SCOTT MUELLER,

11 Plaintiff(s),

12 vs.

13 TOUCH LLC, et al.,

14 Defendant(s).  
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) Case No. 2:17-cv-00999-APG-NJK

) ORDER

) (Docket Nos. 35, 41)

16 Pending before the Court is Plaintiff's motion to stay, to which notices of non-opposition have  
17 been filed. Docket Nos. 41, 44-45. Also pending before the Court is a motion to consolidate, to which  
18 the responsive deadline had been extended and to which Plaintiff has not yet responded. *See* Docket  
19 No. 35 (motion); *see also* (Docket No. 39-40) (order granting stipulations to extend time).

20 The Court hereby **GRANTS** the motion to stay this case (Docket No. 41) to afford Plaintiff an  
21 opportunity to retain new counsel. Unless Plaintiff earlier files a notice of intent to proceed *pro se* or  
22 has an attorney file a notice of appearance, the case is hereby **STAYED** until September 25, 2017. At  
23 that date, Plaintiff shall file (1) a notice of intent to proceed *pro se*, (2) a notice of an attorney's  
24 appearance, or (3) a motion or stipulation to extend the stay. Within 14 days of the lifting of the stay,  
25 the parties shall file a joint statement as to whether the scheduling order should be modified.

26 As the case is being stayed and as Plaintiff did not have a sufficient opportunity to respond to  
27 the motion to consolidate, that motion to consolidate (Docket No. 35) is hereby **DENIED** without  
28 prejudice. Once Plaintiff files a notice of intent to proceed *pro se* or a notice of an attorney's

1 appearance, Touch LLC shall meet-and-confer with Plaintiff or his attorney, respectively, regarding  
2 consolidation. Any renewed motion to consolidate shall be filed within 14 days of the lifting of the stay.

3 IT IS SO ORDERED.

4 DATED: August 25, 2017

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6 NANCY J. KOPPE  
7 United States Magistrate Judge  
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